

REMARKS

Entry of the foregoing election-of-species in response to the election requirement of the first Office Action, an early examination of all claims directed to the elected invention (*i.e.*, Claims 7-10) and the allowance of all claims currently pending are respectfully requested in view of the following remarks.

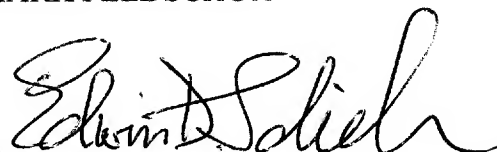
In the first Office Action, the Examiner has required an election-of-species between: (1) the composition as set forth in dependent Claim 10; and (2) the composition as set forth in dependent Claim 12, for prosecution in the above-identified patent application in the event that no generic claim is allowed. Currently, the Examiner has indicated that independent Claim 7 is generic to both identified species-of-invention.

Applicant has elected the species-of-invention of dependent Claim 10, which recites a composition comprising lignocaine, pluronic gel, chlorhexidine acetate, phenylephrine HCl, sodium meta-bisulfite, ethoxyl diglycol reagent, lecithin and isopropyl palmitate/myristate solution. Applicant respectfully submits that Claims 7-10 are currently readable on the elected species.

An early examination on the merits on the claims reciting the elected species-of-invention is respectfully requested and earnestly solicited.

Respectfully submitted,

MARK FELDSCHUH

By 
Edwin D. Schindler
Attorney for Applicant
Reg. No. 31,459

PTO Customer No. 60333

Five Hirsch Avenue
P. O. Box 966
Coram, New York 11727-0966

(631)474-5373

April 10, 2008

The Commissioner is hereby authorized to charge the Deposit Account of Applicant's Attorney, Account No. 19-0450, for any fees which may be due in connection with the prosecution of the above-identified patent application, but which have not otherwise been provided for.